

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2011-53-T - ORDER NO. 2012-765

OCTOBER 11, 2012

IN RE: Application of Ready Set Movers, LLC for a)	ORDER APPROVING
Class E (HHG) Certificate of Public)	EXPANDED AUTHORITY
Convenience and Necessity for Operation of)	AND AMENDMENTS TO
a Motor Vehicle Carrier)	RATES AND CHARGES

This matter comes before the Public Service Commission of South Carolina (the "Commission") on the Application of Ready Set Movers, LLC ("Ready Set Movers" or the "Company") to amend its Class E (Household Goods) Certificate of Public Convenience and Necessity and for approval of certain changes to its schedule of rates and charges. The Company's original Certificate (No. 9787) was granted by Order No. 2011-453, dated July 1, 2011, which granted authority to the Company to transport household goods between points and places in Berkeley, Charleston, and Dorchester counties. The Company now proposes that this Commission approve an amendment to the Certificate to allow it to transport household goods between points and places in South Carolina. In other words, the Company is now requesting statewide authority.

I. BACKGROUND

The Clerk's Office instructed the Company to publish a Notice of Filing in a newspaper of general circulation in the service area desired. The Notice of Filing was published and instructed the public as to how to file pleadings to participate in the proceedings on the Application. No Petitions to Intervene were received in this matter.

The Office of Regulatory Staff (“ORS”) conducted an impact study in connection with the Company’s request to amend its schedule of rates and charges, and filed that study with the Commission on August 16, 2012. Subsequently, the ORS conducted a follow-up audit, and reported its findings in a Commission filing dated September 19, 2012.

On September 15, 2012, counsel for the Company took the telephone deposition of shipper witness Stephen Carroll. The Company filed a transcript of the telephone deposition with the Commission.

On September 25, 2012, the Company filed the Verified Testimony of Caleb Roca. Mr. Roca’s Testimony included the following exhibits: 1) an amended rate sheet resulting from the Company’s discussions with the ORS; 2) a copy of the ORS compliance review; 3) a copy of the ORS letter describing its follow-up audit; and 4) a copy of Mr. Carroll’s deposition.

Simultaneously, the Company filed a Motion for Expedited Approval, requesting that the Commission waive the hearing scheduled for October 17, 2012, at 10:30 a.m., admit Mr. Roca’s Verified Testimony and its exhibits, grant expedited consideration of the Company’s Application, and approve the Company’s Application.

Having considered the record before it, the Commission finds that the record before it is sufficient to make a final determination in this matter and that the interests of judicial economy are served by waiving the hearing and granting expedited consideration.

II. APPLICABLE LAW

S.C. Code Ann. § 58-23-590(C) (Supp. 2011) provides in part as follows: “The Office of Regulatory Staff must issue a common carrier certificate or contract carrier permit of public convenience and necessity, upon order of the commission, if the applicant proves to the commission that: (1) it is fit, willing, and able to properly perform the proposed service and comply with the provisions of this chapter and the commission’s regulations; and (2) the proposed service, to the extent to be authorized by the certificate or permit, is required by the present public convenience and necessity.” 26 S.C. Code Ann. Regs. 103-133 (Supp. 2011) provides in Subsection (1) in part that “An application for a Certificate of PC&N or to amend a Certificate of PC&N to operate as a carrier of household goods or hazardous waste for disposal by motor vehicle may be approved upon a showing that the applicant is fit, willing, and able to appropriately perform the proposed service and that public convenience and necessity are not already being served in the territory by existing authorized service. . . .” The regulation goes on to discuss the terms “fit, willing, and able,” and to define them. “The following criteria should be used by the commission in determining that an applicant for motor carrier operating authority is fit, willing, and able to provide the requested service to the public:

a. FIT. The applicant must demonstrate or the commission determines that the applicant’s safety rating is satisfactory. This can be obtained from U.S.D.O.T. and S.C.D.P.S safety records. Applicants should also certify that there are no outstanding judgments pending against such applicant. The applicant should further certify that he is familiar with all

statutes and regulations, including safety operations in South Carolina, and agree to operate in compliance with these statutes and regulations.

b. ABLE. The applicant should demonstrate that he has either purchased or leased on a long-term basis necessary equipment to provide the service for which he is applying. Thirty days or more shall constitute a long-term basis. The applicant must undergo an inspection of all vehicles and facilities to be used to provide the proposed service. The applicant should also provide evidence in the form of insurance policies or insurance quotes, indicating that he is aware of the commission insurance requirements and the costs associated therewith.

c. WILLING. Having met the requirements as to “fit and able,” the submitting of the application for operating authority would be sufficient demonstration of the applicant’s willingness to provide the authority sought.”

III. FINDINGS OF FACT

After full consideration of the Application, the testimony and exhibits presented, and the applicable law, the Commission makes the following findings of fact:

1. Ready Set Movers is a moving service enterprise that presently holds a Class E (Household Goods) Certificate of Public Convenience and Necessity to transport household goods between points and places in Berkeley, Charleston, and Dorchester counties. The Company is seeking an amendment of that Certificate so as to provide such transportation between points and places in South Carolina, i.e. on a statewide basis.

2. Ready Set Movers is fit, willing, and able to provide and properly perform the services which it seeks to provide. “Fitness” has been demonstrated by the experience

of the Company and its personnel in the moving industry and that the Company will operate in compliance with all statutes and regulations pertaining to for-hire motor carrier operations. Further, there are no outstanding judgments pending against the Company. “Able” was demonstrated by the evidence of record which reveals that the Company has experience in the movement of household goods, sufficient equipment to provide the requested services, and that it has obtained insurance required by applicable law. The evidence indicates that Ready Set Movers possesses the financial wherewithal to conduct its expanded business. “Willingness” was demonstrated by the filing of the Application and the testimony of Mr. Roca.

3. The expanded services proposed by the Company are required by the public convenience and necessity. We find that the testimony and evidence presented on behalf of the Company clearly established that the public convenience and necessity warrant the issuance of the amended certificate for the provision of the statewide transportation of household goods.

4. In addition to expanding its service, the Company is also seeking to amend its tariff.

5. The ORS impact study provided a comparison of the Company’s proposed rates and the existing rates of the SC Tariff Bureau.

IV. CONCLUSIONS OF LAW

Based upon the above Findings of Fact and the applicable law, the Commission concludes as follows:

1. The Commission concludes that the Company has demonstrated that it meets the requirements of fit, willing, and able as set forth in 26 S.C. Code Ann. Regs. 103-133 (Supp. 2011).

2. The Commission concludes that the Company has sufficiently demonstrated that the public convenience and necessity requires its proposed services as reflected in its application.

3. Based on the conclusions above, the Commission concludes that the Company has demonstrated it meets the requirements of fit, willing, and able and that the Company has demonstrated that the public convenience and necessity require the additional services that it proposes. The Commission further concludes that an amended Class E Certificate of Public Convenience and Necessity should be granted and the Company should be authorized to provide moving services as follows:

Household Goods, As Defined in R. 103-210(1):

Between points and places in South Carolina.

This grant of authority is contingent upon compliance with all Commission regulations as outlined below.

4. Having considered the Application and the results of the ORS impact study, we conclude that the amendments proposed by the Company are just and reasonable for its customers and the Company. Accordingly the Company's request for amendments to its current schedule of charges is approved. The approved rates are attached as an Appendix to this Order.

IT IS THEREFORE ORDERED:

1. That the Application of Ready Set Movers, LLC for an amendment to its Class E Certificate of Public Convenience and Necessity No. 9787 be, and hereby is, approved for authority for the Company to transport household goods between points and places in South Carolina.


2. The Company shall file (if it has not already done so) the proper insurance, safety rating, and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 of the Commission's Rules and Regulations for Motor Carriers, as amended, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, as amended, within ninety (90) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. Upon demonstration of its compliance with S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann. Vol. 26 (1976), as amended, an amended Certificate shall be issued by the ORS to the Company authorizing the motor carrier services granted herein.

4. The hearing scheduled for October 17, 2012, is cancelled.

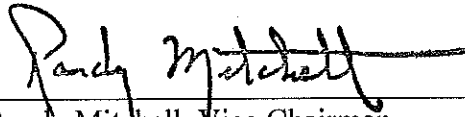
5. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

A handwritten signature in black ink, appearing to read "D. Wright", written over a horizontal line.

David A. Wright, Chairman

ATTEST:

A handwritten signature in black ink, appearing to read "Randy Mitchell", written over a horizontal line.

Randy Mitchell, Vice Chairman
(SEAL)

APPENDIX

READY SET MOVERS, LLC

1000 Johnnie Dodds Blvd, Ste. 103-326
Mount Pleasant, SC 29464
(843) 882-7561

Tariffs for Ready Set Movers, LLC

Moving Rates:

- 2 men & 1 truck @ \$80.00/hour
- 3 men & 1 truck @ \$110.00/hour
- 4 men & 1 truck @ \$140.00/hour
- 5 men & 1 truck @ \$170.00/hour
- 6 men & 1 truck @ \$200.00/hour

*Add \$30/hour for each additional mover

*Add \$10/hour for each additional truck used

*Above rates include on-loading, driving time and off-loading

Adjusted Driving Rates for Moves in Excess of 3 Hours of Total Drive Time:

- 2 men & 1 truck @ \$50.00/hour
- 3 men & 1 truck @ \$70.00/hour
- 4 men & 1 truck @ \$90.00/hour

*for intrastate moves that exceed 3 hours of total drive time the hourly rate drops to
the rates stated above during driving time

*for each additional man add \$20.00/hour

*for each additional truck add \$10.00/hour

Packing & Unpacking Rates:

- 1 man @ \$40.00/hour
- 2 men @ \$60.00/hour
- 3 men @ \$80.00/hour
- 4 men @ \$100.00/hour

*each additional man increase hourly rate by \$20

Delivery Service Rates:

Tier 1:

**see attached sheet for Tier 1 locations.*

1-3 pieces: \$80.00

4-6 pieces: \$100.00

7-9 pieces: \$120.00

Tier 2:

**see attached sheet for Tier 2 locations*

1-3 pieces: \$100.00

4-6 pieces: \$120.00

7-9 pieces: \$140.00

**destinations over 200 total miles to and from origin mileage rate applies*

-mileage rate: \$0.50/mile

**over 10 pieces hourly rate applies*

-customers that have purchased over 10 items will be charged at the

standard

Moving Rates (rates above on pg1)

Assembly/Disassembly & Trash Removal:

\$35/hr

**minimum 1hr*

Additional Fees When Applicable:

-Fuel Surcharge: \$20 flat fee for local moves, additional \$.50/mile after 40 total miles

-Piano/hoist Fee: \$150/item

-Heavy Items (250lbs or greater): \$150

-Parking Fees/Permits/Police Details/Parking Tickets: TBD

-Trash Disposal Fee: Determined by amount to be disposed

-Holding Fee: \$150/night/truck

-Crane charge: \$100 for first piece, plus \$30 for each additional piece

**this does not include third party company fee (local crane company)*

-Toll charges: TBD

Material Pricing:

-Small 1.5 box: \$2.00

-Medium 3.1 box: \$3.00

-Large 4.5 box: \$4.00

-Dishpack 5.2: \$5.50

-Mirror/Picture Ctn small: \$4.50

-Mirror/Picture Ctn medium: \$5.50

-Mirror/Picture Ctn large: \$6.50

-Tape: \$2.00

-Bin Box: \$20.00

-Bubble Wrap (150ft): \$25.00

-Bubble: \$1.00/ft

-Packing Paper: \$24.00

- Paper Pads: \$2.00
- Stretch Wrap: \$6.00/piece
- Carpet Protection: .30/ft
- Mattress Bag: \$6.00
- Wardrobe Box rental: \$6.00
- Wardrobe Box purchase: \$12.00
- Labels: \$25.00
- Letter File box: \$3.25
- Legal File box: \$3.75
- furniture pad: \$20.00/pad
- furniture pad rental: \$2/pad/month

Promotions:

Senior and Military Promotion Pricing:

- 2 men & 1 truck @ \$76.00/hour
- 3 men & 1 truck @ \$104.00/hour
- 4 men & 1 truck @ \$133.00/hour
- 5 men & 1 truck @ \$161.00/hour
- 6 men & 1 truck @ \$190.00/hour

- *Add \$28/hour for each additional mover
- *Add \$9/hour for each additional truck used
- *Above rates include on-loading, driving time and off-loading
- *must provide copy of valid state/federal ID showing age (senior pricing)
- *must provide copy of current military ID (military pricing)

Local Corporation Promotion Pricing:

-**included companies/organizations:** Boeing, MUSC, Blackbaud, Charleston Chamber of Commerce, Charleston County School District, Dorchester County School District, Berkeley County School District, Spawar, Benefit Focus, Habitat for Humanity, Charleston/Dorchester/Berkeley County Fire & Police, BAE Systems,

- 2 men & 1 truck @ \$72.00/hour
- 3 men & 1 truck @ \$99.00/hour
- 4 men & 1 truck @ \$126.00/hour
- 5 men & 1 truck @ \$153.00/hour
- 6 men & 1 truck @ \$180.00/hour

- *Add \$27/hour for each additional mover
- *Add \$9/hour for each additional truck used
- *Above rates include on-loading, driving time and off-loading
- *Must provide copy of valid company ID/or official company document showing employment